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#4

Serial No. 09/727,898

Atty. Docket No. 13DV13419

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

MAY 24 2004

OFFICE OF PETITIONS

In re Application of :
Thomas W. Birdwell, et al. : Group Art Unit: 2171
Serial No.: 09/727,898 : Examiner:
Filed: December 1, 2000 : Response to Paper No.
For METHOD OF PROCESSING
TEST INFORMATION

ATTN: Office of Petitions

PETITION TO REVIVE AN UNINTENTIONALLY ABANDONED
APPLICATION UNDER 37 C.F.R. § 1.137(b)

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R:

The above-identified patent application became abandoned for failure to file a timely and proper reply to the Notice to File Missing Parts of Nonprovisional Application mailed on January 9, 2001, which set a two month period for reply. The abandonment date of this application was March 9, 2003 and a Notice of Abandonment was mailed on July 7, 2003.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

1. Pursuant to 37 C.F.R. § 1.17(m), the petition fee of \$1,330.00 is submitted herewith.

Serial No. 09/727,898

Atty. Docket No. 13DV13419

2. The required reply to the above-noted Notice to File Missing Parts, in the form of a Response submitting a Declaration executed by each inventor, is submitted herewith.

3. Since this is a utility application that was filed after June 8, 1995, no terminal disclaimer is required.

4. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition pursuant to 37 C.F.R. 1.137(b) was unintentional.

Respectfully submitted,

5/18/04

Date

Patrick R. Scanlon

Patrick R. Scanlon

Reg. No. 34,500

Pierce Atwood

One Monument Square

Portland, Maine 04101

207-791-1276